SIKKIM

GOVERNMENT GAZETTE

EXTRAORDINARY
PUBLISHED BY AUTHORITY

Gangtok | **Monday 28th July, 2008** | **No. 310**

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

No.19/LD/P/2008 **Date:- 24.07.2008**

NOTIFICATION

The following Act passed by the Sikkim Legislative Assembly and having received the assent of the Governor on 28th day of June, 2008 is hereby published for general information:-

THE SIKKIM RESERVATION OF SEATS IN PRIVATE EDUCATIONAL INSTITUTION ACT, 2008

(Act No. 19 of 2008)

AN
ACT

to provide for law regulating reservation of seats in private educational institution.

Be it enacted by the Legislature of Sikkim in the Fifty-ninth Year of the Republic of India as follows:-

Short title extent and commencement.

1. (1) This Act may be called the Sikkim Reservation of Seats in Private Educational Institution Act, 2008

(2) It shall extend to the whole of Sikkim.

(3) It shall come into force on such date as the State Government may by notification in the official Gazette appoint

Definitions.

2. In this Act, unless the context otherwise requires:-

(a) "Act" means the Sikkim Reservation of Seats in Private Educational Institution Act, 2008;

(b) "Academic Session" means academic calendar year as may be notified by the State Government under provisions of Sikkim Education Act,2005;

(c) "Authority" means Secretary to the Department of Human Resource Development;

(d) "Educational Institution" means any institution imparting education either technical or non-technical or vocational curriculum and is governed by the

provisions of Sikkim Education Act, 2005 and is administered by private person or private entity;

(e) "Local Student" means a student whose father has Sikkim Subject Certificate or Certificate of Identification;

(f) "Reservation" means reservation of seats for admission of students to receive education in the Institute;

(g) "Registering Authority" means the authority as defined under Sikkim Education Act, 2005;

(h) "Prescribed" means prescribed by rules made under the Act.

Reservation of Seats for admission in private educaional institutions.

3. (1) All private educational institutions shall reserve atleast 20% of its total seat to be filled up by local students whose parents possess Sikkim subject Certificate/ Certificate of Identification.

(2) The seats so reserved shall be filled up through such procedure as may be prescribed. In the event of sufficient number of local students not being found in any academic session it may be filled up by the Institution from amongst any other category of students by adopting a transparent procedure.

Power to make rules.

4. The State Government may make rules to carry out the purposes of this Act.

By Order.

R.K. PURKAYASTHA (SSJS)
LR-cum-Secretary
Law Department

File No. 16 (82)/ LD/P/2008